

07/31/03  
14230 U.S. PTO

Practitioner's Docket No. 1142-001

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

17613 U.S. PTO  
10/631204  
07/31/03

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): James E. Selis, M.D.

For (title): BIOPSY DEVICES AND METHODS

1. Type of Application

This application is for an original (nonprovisional).

2. Papers Enclosed

- A. Required for filing date under 37 C.F.R. § 1.53(b) (Regular) or 37 C.F.R. § 1.153 (Design) Application

19 Pages of Specification  
4 Pages of Claims  
7 Sheet(s) of Drawing(s)--Formal (Figs. 1-160)

- B. Other Papers Enclosed

EXPRESS MAILING UNDER 37 C.F.R. § 1.10\*

(Express Mail label number is *mandatory*.)

(Express Mail certification is *optional*.)

I hereby certify that this paper, along with any document referred to, is being deposited with the United States Postal Service on this date July 31, 2003 in an envelope addressed to Mail Stop Patent Application Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 as "Express Mail Post Office to Addressee" Mailing Label No. EV286944115US.

Roni L. Masquelier

Type or print name of person mailing paper

Date: 07-31-03

Roni L. Masquelier

Signature of person certifying

**WARNING:** Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

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"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

2 Page(s) of declaration and power of attorney  
1 Page(s) of abstract  
2 Page(s) of Application Data Sheet (ADS)

**3. Declaration or Oath**

Enclosed: Executed by: inventor.

**4. Language**

English

**5. Fee Calculation (37 C.F.R. § 1.16)**

Regular Application

CLAIMS AS FILED										
Number Filed			Number Extra			Rate		Basic Fee 37 C.F.R. § 1.16(a) \$740.00		
Total										
Claims (37 C.F.R. § 1.16(c))		20	—	20	=	0	x	\$ 18.00	=	\$ 0.00
Independent										
Claims (37 C.F.R. § 1.16(b))		3	—	3	=	0	x	\$ 84.00	=	\$ 0.00
Multiple Dependent										
Claim(s), if any (37 C.F.R. § 1.16(d))								\$ 280.00	\$	0.00

Filing Fee Calculation

\$740.00

**6. Assertion of Small Entity Status**

Applicant hereby asserts status as a small entity under 37 C.F.R. § 1.27.  
Status as a small entity was asserted in the prior application 60/400,113 filed on August 1, 2002 from which benefit is being claimed for this application under 35 U.S.C. §119(e) and which status as a small entity is still proper and asserted for this application.

Filing Fee Calculation (50% of above Filing Fee Calculation)

\$370.00

**7. Fee Payment Being Made at This Time**

Enclosed

Filing Fee

\$370.00

**Total Fees Enclosed**

**\$370.00**

**8. Method of Payment of Fees**

Attached is a check in the amount of \$370.00.

Charge any additional fees required by this paper or credit any overpayment to Deposit Account No. 50-1097.

**9. Instructions as to Overpayment**

Refund.

**ADDED PAGES FOR APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S.  
APPLICATION CLAIMED  
(37 C.F.R. § 1.78)**

**10. Relate Back**

**A. 35 U.S.C. § 119(e)**

"This application claims the benefit of U.S. Provisional Application No.:

**APPLICATION NO.**

**FILING DATE**

60/400,113

08/01/2002"

**Language of prior filed provisional application**

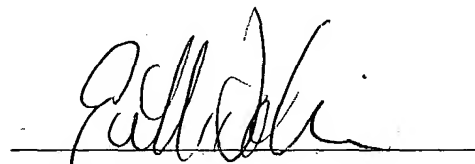
The above identified prior filed provisional application, namely application 60/400,113, filed 08/01/2002, whose benefit is being claimed was filed in the English language.

**11. Small Entity (37 C.F.R. § 1.28(a))**

Applicant has established small entity status by the filing of a statement in parent application 60/400,113 on August 1, 2002.

Date:

July 31, 2003



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